

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Serial No. 10/674,877
Confirmation No. 9209

I hereby certify that this correspondence is being transmitted to the United States Patent & Trademark Office via electronic submission or facsimile on the date indicated below:

<u>09/25/2009</u>	<u>/Pamela Gerik/</u>
Date	Pamela Gerik

SUPPLEMENTAL APPEAL BRIEF

Sir/Madam:

Responsive to the Notification of Non-Compliant Appeal Brief, provided below is the corrected Status of Claims.

III. STATUS OF CLAIMS

Claims 2 and 4-12 stand rejected and are the subject of this appeal. Claims 1 and 3 are canceled.

The Commissioner is hereby authorized to charge the required fee(s) or credit any overpayment to Daffer McDaniel, LLP deposit account number 50-3268.

Respectfully submitted,

/Kevin L. Daffer/

Kevin L. Daffer

Reg. No. 34,146

Attorney for Appellant

Customer No. 35617

Date: September 25, 2009